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Attorney for Defendant
 ANHEUSER-BUSCH, INC.

11 UNITED STATES DISTRICT COURT
 12 SOUTHERN DISTRICT OF CALIFORNIA

13 UNITED BRANDS COMPANY, INC.,
 14 Plaintiff,
 15 v.
 16 ANHEUSER-BUSCH, INC.,
 17 Defendant.

CASE NO. 10-cv-2281-AJB (WMC)

**JOINT MOTION TO CONTINUE
 HEARING DATE FOR DEFENDANT'S
 MOTION TO DISMISS**

Courtroom: 12
 Judge: Anthony J. Battaglia

Trial Date: Not yet set
 Complaint: November 4, 2010

20 The Parties hereby jointly stipulate, and respectfully request that this Court continue the
 21 hearing date of June 16, 2011, currently set for Defendant Anheuser-Busch, Inc.'s Motion to
 22 Dismiss to accommodate the Parties' settlement negotiations.

23 Good cause exists for this continuance as set forth below:

24 1. The Parties are engaged in settlement negotiations and granting the present motion
 25 would allow the Parties to continue their focus on settlement negotiations while minimizing
 26 litigation expenses.

27 2. This is the first request for continuance of this hearing date requested by the
 28 Parties.

1 **JOINT MOTION**

2 NOW THEREFORE, the Parties stipulate and request as follows:

3 1. The hearing date for the Motion to Dismiss currently set for June 16, 2010, at
4 10:00 a.m., be continued for four weeks.

5 The undersigned have read and hereby agree to comply with and be bound by all of the
6 terms and provisions of the foregoing Joint Motion. This Joint Motion may be signed by the
7 parties in multiple counterparts, all of which shall be taken together as a single document, and
8 facsimile and electronic signatures shall be effective as originals.

9 **SO STIPULATED.**

10 Dated: June 13, 2011

DLA PIPER LLP (US)

11
12 By: s/Nancy O. Dix
13 NANCY O. DIX
nancy.dix@dlapiper.com

14 Attorneys for Plaintiff
15 UNITED BRANDS COMPANY, INC.

16 Dated: June 13, 2011

**LUCE, FORWARD, HAMILTON &
SCRIPPS LLP**

17
18 By: s/Jeffrey A. Feasby
19 JEFFREY A. FEASBY
jfeasy@luce.com

20 Attorneys for Defendant
21 ANHEUSER-BUSCH, INC.,
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1 **CERTIFICATE OF SERVICE**

2 I am a resident of the State of California, over the age of eighteen years, and not a party to
3 the within action. My business address is DLA Piper LLP (US), 401 B Street, Suite 1700,
San Diego, California 92101. On June 13, 2011, I served the within document(s):

4 **JOINT MOTION TO CONTINUE HEARING DATE FOR**
5 **DEFENDANT’S MOTION TO DISMISS**

- 6 by transmitting via facsimile the document(s) listed above to the fax number(s)
set forth below on this date before 5:00 p.m.
- 7 by placing the document(s) listed above in a sealed envelope with postage
thereon fully prepaid, for delivery via overnight/express service carrier at San
8 Diego, California addressed as set forth below.
- 9 by placing the document(s) listed above in a sealed envelope with postage
thereon fully prepaid, in the United States mail at San Diego, California
10 addressed as set forth below.
- 11 by personally delivering the document(s) listed above to the person(s) at the
address(es) set forth below on this date before the close of normal business
12 hours.
- 13 by transmitting via electronic mail a copy of the document(s) listed above in
.pdf format, with no transmission errors reported, to the person(s) at the e-mail
address(es) denoted on the Electronic Mail notice list.
- 14 I hereby certify that on the below date, I electronically filed the foregoing with
the Clerk of the Court using the CM/ECF system which will send notification
15 of such filing to the e-mail addresses denoted on the Electronic Mail notice list,
and I hereby certify that I have mailed the foregoing document or paper via the
16 United States Postal Service to the non-CM/ECF participants indicated on the
Manual Notice list.

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18 I am readily familiar with the firm’s practice of collection and processing correspondence
for mailing. Under that practice it would be deposited with the U.S. Postal Service on that same
19 day with postage thereon fully prepaid in the ordinary course of business. I am aware that on
motion of the party served, service is presumed invalid if postal cancellation date or postage
20 meter date is more than one day after date of deposit for mailing affidavit.

21 I declare under penalty of perjury under the laws of the State of California that the above
is true and correct.

22 Executed on June 13, 2011, at San Diego, California.

23
24 
25 Bonnie K. Lott